

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JAMES MCDONALD,

Plaintiff,

v.

ONEWEST BANK, FSB, *et al.*,

Defendants.

Case No. C10-1952RSL

FIFTH AMENDED ORDER SETTING
TRIAL DATE & RELATED DATES

TRIAL DATE

March 4, 2013

Agreed pretrial order due

February 20, 2013

Pretrial conference to be scheduled by the Court

Trial briefs, proposed voir dire questions, proposed
jury instructions, and trial exhibits due

February 27, 2013

Length of Trial: 4 days

Jury

These dates are set at the direction of the Court after reviewing defendants' unopposed motion for an extension of the trial date. Dkt. # 191. All other dates have already passed or are specified in the Local Civil Rules. If any of the dates identified in this Order or the Local Civil Rules fall on a weekend or federal holiday, the act or event shall be performed on the next business day. These are firm dates that can be changed only by order of the Court, not by agreement of counsel or the parties. The Court will alter these dates only upon good cause shown; failure to complete discovery within the time allowed is not recognized as good cause.

If the trial date assigned to this matter creates an irreconcilable conflict, counsel must

1 notify Teri Roberts, the judicial assistant, at 206-370-8810 within 10 days of the date of this
2 Order and must set forth the exact nature of the conflict. A failure to do so will be deemed a
3 waiver. Counsel must be prepared to begin trial on the date scheduled, but it should be
4 understood that the trial may have to await the completion of other cases.

5 6 ALTERATIONS TO ELECTRONIC FILING PROCEDURES AND LOCAL RULES

7 As of June 1, 2004, counsel are required to electronically file all documents with the
8 Court. *Pro se* litigants may file either electronically or in paper form. Information and
9 procedures for electronic filing can be found on the Western District of Washington's website at
10 www.wawd.uscourts.gov. The following alterations to the Electronic Filing Procedures apply in
11 all cases pending before Judge Lasnik:

12 – Pursuant to Local Rule 10(e)(8), when the aggregate submittal to the court (*i.e.*, the
13 motion, any declarations and exhibits, the proposed order, and the certificate of service) exceeds
14 **50** pages in length, a paper copy of the documents (with tabs or other organizing aids as
15 necessary) shall be delivered to the Clerk's Office for chambers by 10:30 am the morning after
16 filing. The chambers copy must be clearly marked with the words "Courtesy Copy of Electronic
17 Filing for Chambers."

18 – Section III, Paragraph M - unless the proposed order is stipulated, agreed, or otherwise
19 uncontested, the parties need not e-mail a copy of the order to the judge's e-mail address.

20 – Pursuant to Local Rule 10(e)(10), all references in the parties' filings to exhibits should
21 be as specific as possible (*i.e.*, the reference should cite the specific page numbers, paragraphs,
22 line numbers, etc.). All exhibits must be marked to designate testimony or evidence referred to
23 in the parties' filings. Filings that do not comply with Local Rule 10(e) may be rejected and/or
24 returned to the filing party, particularly if a party submits lengthy deposition testimony without
25 highlighting or other required markings.

1 PRIVACY POLICY

2 Pursuant to Federal Rule of Civil Procedure 5.2 and Local Rule 5.2, parties must redact
3 the following information from documents and exhibits before they are filed with the court:

4 * Dates of Birth - redact to the year of birth

5 * Names of Minor Children - redact to the initials

6 * Social Security Numbers and Taxpayer Identification Numbers - redact in their entirety

7 * Financial Accounting Information - redact to the last four digits

8 * Passport Numbers and Driver License Numbers - redact in their entirety

9 All documents filed in the above-captioned matter must comply with Federal Rule of
10 Civil Procedure 5.2 and Local Rule 5.2.

11
12 COOPERATION

13 As required by CR 37(a), all discovery matters are to be resolved by agreement if
14 possible. Counsel are further directed to cooperate in preparing the final pretrial order in the
15 format required by CR 16.1, except as ordered below.

16
17 TRIAL EXHIBITS

18 The original and one copy of the trial exhibits are to be delivered to chambers five days
19 before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the
20 Clerk's Office. The Court hereby alters the CR 16.1 procedure for numbering exhibits:
21 plaintiff's exhibits shall be numbered consecutively beginning with 1; defendant's exhibits shall
22 be numbered consecutively beginning with 500. Duplicate documents shall not be listed twice:
23 once a party has identified an exhibit in the pretrial order, any party may use it. Each set of
24 exhibits shall be submitted in a three-ring binder with appropriately numbered tabs.

SETTLEMENT

Should this case settle, counsel shall notify the Deputy Clerk, Kerry Simonds at 206-370-8519, as soon as possible. Pursuant to GR 3(b), an attorney who fails to give the Deputy Clerk prompt notice of settlement may be subject to such discipline as the Court deems appropriate.

Dated this 14th day of November, 2012.



Robert S. Lasnik
United States District Judge